

with huge financial benefits or personal recognition. Smokejumping is a dangerous job undertaken by those with a strong spirit who simply love what they do fighting forest fires.

My home state of Alaska, and the states of many of my colleagues, have been struck by the wrath of forest fires. We often forget the men and women who bravely enter the ring of fire to battle the often times insurmountable flames. These courageous firefighters, known in the industry as smokejumpers, parachute out from DC-3 airplanes as they fly low over acres of intense smoke and flames shooting up from the forest canopy. On top of the physical and emotional danger related to smokejumping, work-related injuries such as broken bones, burns and chainsaw gashes are common but occasionally smokejumping claims the life of one of its own.

Twenty-eight-year-old Bureau of Land Management-Alaska smokejumper David J. Liston loved firefighting, and he died doing what he loved. During a refresher jump April 29, 2000 in Fort Wainwright, Alaska, David's parachute and the back-up chute failed to open. David was returning to work after his honeymoon in Mexico with new wife Kristin; the two were married 21 days earlier, on April 8.

Mr. President, David's dedication to firefighting will be remembered on October 7 by President George W. Bush and First Lady Laura Bush at a Memorial Service at the National Fallen Firefighters Memorial in Emmitsburg, Maryland. David's name will be inscribed on a plaque at the memorial, along with the names of 100 other firefighters who died in 2000. Sadly, after the service, the memorial will bear the names of 2,181 firefighters from 38 states and Puerto Rico. Each family, including David's, will be presented with an American flag that has been flown over the nation's Capitol.

None of us can thank firefighters enough for the work they do everyday. The heroism and bravery we witnessed in the firefighters in New York City, at the Pentagon and in Pennsylvania on September 11, remind us of the courage America's firefighters must embrace daily. Their selflessness and their desire to help others is to be commended, and we always need to remember those, like David Liston, for their service and determination to get the job done.●

#### EXCELLENCE IN PHYSICAL FITNESS

● Mr. CRAPO. Mr. President, I rise today to commend the students and faculty at three exemplary elementary schools in the great State of Idaho—Oakley Elementary in Oakley, Ucon Elementary in Idaho Falls, and Oakwood Elementary in Preston. The students' demonstrated excellence in physical fitness has earned them recognition by the President of the United States for their efforts to improve their physical well-being and raise

awareness for this important issue. Obesity among American youth has doubled in the past 10 years, and not only is this unhealthy by itself but can also lead to other physical ailments later in life, such as high blood pressure, type two diabetes, or cardiovascular disease.

Oakley, Ucon, and Oakwood Elementary schools were named "State Champion" schools by the President's Council on Physical Fitness and Sports and selected based on their outstanding achievement in the President's Challenge Physical Activity and Fitness Awards Program.

I commend these students and their teachers for their commitment to physical fitness. Good habits need to start at a young age and I hope that these students' healthy behaviors will continue throughout their lives.●

#### TEXAS A&M/CORPS OF CADETS 125TH ANNIVERSARY

● Mrs. HUTCHISON. Mr. President, I rise today to recognize with pleasure Texas A&M University on its 125th anniversary. Texas A&M, one of our Nation's finest institutions of higher education, was opened on October 4, 1876 as the Agriculture and Mechanical College of Texas. From its roots of agriculture and engineering, A&M has grown into a world class university that is a leader in university research and development. It also offers an amazing 383 degree-granting programs. Although the university is justifiably proud of its academic reputation, A&M is especially proud of its famous Corps of Cadets.

For 125 years, A&M's Corps of Cadets have provided our State and country with leaders in the military, government and business. Texas A&M has the largest cadet corps outside the U.S. military academies and commissions more officers in all four branches of service than any other university military program. Former cadets have served in every military conflict, from the Indian Wars to Desert Storm. During World War II, 54,000 Aggies served as officers, more than any other school, including the service academies. They have always answered our Nation's call, and they have always met the challenge. Although only a small percentage of Texas A&M's student population, members of the Corps of Cadets are the keepers of the many famous traditions at A&M that contribute to the unique culture and spirit that is "Aggieland." Today, former cadets serve in leadership and frontline forces throughout our military services and will help lead our Nation to success in this 21st century war against terrorism.

Although the military has seen technology move from horse and rifle to spacecraft and lasers, the foundations of our military, leadership and teamwork, remain the same. These traits are the bedrock of the Corps and of Texas A&M University and explain the

success of the University and its graduates. During this most difficult time in our Nation's history, we are all learning the value and strength of A&M's Corps of Cadets motto, *Per Unitatem Vis—Through Unity, Strength*.

On behalf of my colleagues in the United States Senate, and with just and lasting pride, I offer heartfelt appreciation and respect to all the current and former members of the illustrious Texas A&M University Corps of Cadets. I also wish all Aggies around the world a Happy 125th Anniversary.●

#### MEASURES READ THE FIRST TIME

The following bills were read the first time

S. 1499. A bill to provide assistance to small business concerns adversely impacted by the terrorist attacks perpetrated against the United States on September 11, 2001, and for other purposes.

S. 1510. A bill to deter and punish terrorist acts in the United States and around the world, to enhance law enforcement investigatory tools, and for other purposes.

#### EXECUTIVE AND OTHER COMMUNICATIONS

The following communications were laid before the Senate, together with accompanying papers, reports, and documents, which were referred as indicated:

EC-4293. A communication from the President of the United States, transmitting, pursuant to law, a report relative to Columbia; to the Committee on Appropriations.

EC-4294. A communication from the Assistant Secretary of Legislative Affairs, Department of State, transmitting, pursuant to law, a certification for Fiscal Year 2002; to the Committee on Foreign Relations.

EC-4295. A communication from the Assistant Secretary for Administration and Management, Department of Labor, transmitting, pursuant to law, the report of a nomination for the position of Administrator, Wage and Hour Division, received on October 3, 2001; to the Committee on Health, Education, Labor, and Pensions.

EC-4296. A communication from the Director, Office of Regulations Management, Board of Veterans Appeals, Department of Veterans Affairs, transmitting, pursuant to law, the report of a rule entitled "Board of Veterans Appeals: Rules of Practice-Subpoenas" (RIN2900-AJ58) received on October 3, 2001; to the Committee on Veterans' Affairs.

EC-4297. A communication from the Director of the Office of Personnel Management, transmitting, pursuant to law, the Annual Report on Veterans' Employment in the Federal Government for Fiscal Year 2000; to the Committee on Veterans' Affairs.

EC-4298. A communication from the Acting Deputy General Counsel, Office of Financial Assistance, Small Business Administration, transmitting, pursuant to law, the report of a rule entitled "Business Loan Program and Office of Hearings and Appeals" (RIN3245-AE51) received on October 3, 2001; to the Committee on Small Business and Entrepreneurship.

EC-4299. A communication from the Acting Deputy General Counsel, Office of Financial Assistance, Small Business Administration, transmitting, pursuant to law, the report of

a rule entitled "Microloan Program" (RIN3245-AE73) received on October 3, 2001; to the Committee on Small Business and Entrepreneurship.

EC-4300. A communication from the Secretary of the Interior, transmitting, pursuant to law, a report relative to the 1989 Exxon Valdez oil spill; to the Committee on Energy and Natural Resources.

EC-4301. A communication from the Acting Director of the Office of Surface Mining, Department of the Interior, transmitting, pursuant to law, the report of a rule entitled "Maryland Regulatory Program" (MD-050-FOR) received on October 2, 2001; to the Committee on Energy and Natural Resources.

EC-4302. A communication from the District of Columbia Auditor, transmitting, a report entitled "Audit of the Peoples Counsel Agency Fund for Fiscal Year 2000"; to the Committee on Governmental Affairs.

EC-4303. A communication from the District of Columbia Auditor, transmitting, a report entitled "Audit of the Public Service Commission Agency Fund for Fiscal Year 2000"; to the Committee on Governmental Affairs.

EC-4304. A communication from the Under Secretary for Food, Nutrition, and Consumer Services, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "National School Lunch Program and School Breakfast Program: Alternatives to Standard Application and Meal Counting Procedures" (RIN0584-AC25) received on October 2, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4305. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Revocation of Unlimited Tolerance Exemptions; Correction and Reopening of Comment Period" (FRL6803-8) received on October 2, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4306. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Sethoxydim; Pesticide Tolerances for Emergency Exemptions" (FRL6802-3) received on October 2, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4307. A communication from the Principal Deputy Associate Administrator of the Environmental Protection Agency, transmitting, pursuant to law, the report of a rule entitled "Fenthion, Methidathion, Naled, Phorate, and Profenofos; Tolerance Revocations" (FRL6795-8) received on October 2, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4308. A communication from the Acting Administrator, Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Irish Potatoes Grown in Colorado; Modification of Area No. 3 Handling Regulation" (Doc. No. FV01-948-1FR) received on October 2, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4309. A communication from the Acting Administrator, Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Papayas Grown in Hawaii; Suspension of Grade, Inspection, and Related Reporting Requirements" (Doc. No. FV01-928-1FIR) received on October 3, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4310. A communication from the Acting Administrator, Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled

"Tomatoes Grown in Florida; Change to the Handling Regulation for Producer Field-Packed Tomatoes" (Doc. No. FV01-966-1FIR) received on October 3, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4311. A communication from the Acting Administrator, Agricultural Marketing Service, Fruit and Vegetable Programs, Department of Agriculture, transmitting, pursuant to law, the report of a rule entitled "Oranges and Grapefruit (Texas and States Other Than Florida, California, and Arizona); Grade Standards" (Doc. No. FV-00-304) received on October 3, 2001; to the Committee on Agriculture, Nutrition, and Forestry.

EC-4312. A communication from the Assistant Secretary for Export Administration, Department of Commerce, transmitting, pursuant to law, the report of a rule entitled "Indian and Pakistan: Lifting of Sanctions, Removal of Indian and Pakistani Entities, and Revision in License Review Policy" (RIN0694-AC50) received on October 1, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-4313. A communication from the Assistant General Counsel for Regulations, Office of Public and Indian Housing, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Revision to SEMAP Lease-Up Indicator" (RIN2577-AC21) received on October 1, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-4314. A communication from the Assistant General Counsel for Regulations, Office of the Secretary, Department of Housing and Urban Development, transmitting, pursuant to law, the report of a rule entitled "Fair Market Rents for the Housing Choice Voucher Program and Moderate Rehabilitation Single Room Occupancy Program-Fiscal Year 2002" (FR-4680-N-02) received on October 1, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-4315. A communication from the General Counsel, National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Organization and Operations of Federal Credit Unions Non-discrimination Requirements—Non-discrimination in Advertising" (12 CFR Section 701.31(d)) received on October 3, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-4316. A communication from the General Counsel, National Credit Union Administration, transmitting, pursuant to law, the report of a rule entitled "Truth in Savings" (12 CFR Part 707) received on October 3, 2001; to the Committee on Banking, Housing, and Urban Affairs.

EC-4317. A communication from the Chairman of the International Trade Commission, transmitting, pursuant to law, the report of the Strategic Plan which covers the period from Fiscal Year 2001 through Fiscal Year 2002; to the Committee on Finance.

EC-4318. A communication from the Chief of the Regulations Unit, Internal Revenue Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Appeals Settlement Guidelines: Pharmaceutical—Accrual of Medicaid Rebate Liability" (UIL0461.01-10) received on October 1, 2001; to the Committee on Finance.

EC-4319. A communication from the Secretary of Labor, transmitting, pursuant to law, a report relative to the federal Unemployment Trust Fund; to the Committee on Finance.

EC-4320. A communication from the Chief of the Regulations Branch, United States Customs Service, Department of the Treasury, transmitting, pursuant to law, the report of a rule entitled "Preferential Treatment of Brassieres Under the United States-

Caribbean Basin Trade Partnership Act" (RIN1515-AC89) received on October 2, 2001; to the Committee on Finance.

EC-4321. A communication from the Regulations Coordinator, Administration for Children and Families, transmitting, pursuant to law, the report of a rule entitled "Individual Development Accounts" (RIN0970-AC08) received on October 3, 2001; to the Committee on Finance.

EC-4322. A communication from the Regulations Coordinator, Health Care Financing Administration, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Requirements for the Recredentialing of Medicare and Choice Organization Providers" (RIN0938-AK41) received on October 3, 2001; to the Committee on Finance.

EC-4323. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Modification of the Medicaid Upper Payment Limit Transition Period for Inpatient Hospital Services, Outpatient Hospital Services, Nursing Facility Services, Intermediate Care Facilities for the Mentally Retarded, and Clinic Services" (RIN0938-AK89) received on October 3, 2001; to the Committee on Finance.

EC-4324. A communication from the Regulations Coordinator, Centers for Medicare and Medicaid Services, Department of Health and Human Services, transmitting, pursuant to law, the report of a rule entitled "Medicare Program; Replacement of Reasonable Change Methodology by Fee Schedules for Parental and External Nutrients, Equipment, and Supplies" (RIN0938-AJ00) received on October 3, 2001; to the Committee on Finance.

## REPORTS OF COMMITTEES

The following reports of committees were submitted:

By Mr. KENNEDY, from the Committee on Health, Education, Labor, and Pensions, with an amendment in the nature of a substitute:

S. 838: A bill to amend the Federal Food, Drug, and Cosmetic Act to improve the safety and efficacy of pharmaceuticals for children. (Rept. No. 107-79).

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S. Res. 164: A resolution designating October 19, 2001, as "National Mammography Day."

By Mr. BIDEN, from the Committee on Foreign Relations, with an amendment in the nature of a substitute and an amendment to the title:

S. 1465: A bill to authorize the President to exercise waivers of foreign assistance restrictions with respect to Pakistan through September 30, 2003, and for other purposes.

By Mr. LEAHY, from the Committee on the Judiciary, without amendment:

S.J. Res. 18: A joint resolution memorializing fallen firefighters by lowering the United States flag to half-staff on the day of the National Fallen Firefighters Memorial Service in Emmitsburg, Maryland.

S. Con. Res. 74: A concurrent resolution condemning bigotry and violence against Sikh-Americans in the wake of terrorist attacks in New York City and Washington, D.C. on September 11, 2001.

## EXECUTIVE REPORTS OF COMMITTEES

The following executive reports of committees were submitted: